

STATE OF MAINE  
PUBLIC UTILITIES COMMISSION

Docket No. 2003-935

April 15, 2004

BANGOR HYDRO-ELECTRIC COMPANY  
Request for Approval of Standard Form  
Contracts (Changes to Standard Form  
Contracts – Exhibits)

ORDER ADOPTING  
CHANGES TO BANGOR  
HYDRO-ELECTRIC  
COMPANY'S STANDARD  
FORM CONTRACT EXHIBITS

WELCH, Chairman; DIAMOND and REISHUS, Commissioners

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**I. SUMMARY**

Through this Order, Bangor Hydro-Electric Company's (BHE) proposed changes to the exhibits of its standard competitive electricity provider service agreement are approved.

**II. BACKGROUND AND DECISION**

Section 10 of Chapter 322 requires transmission and distribution (T&D) utilities to enter into contracts with competitive electricity providers (CEPs) to implement various provisions of the Chapter.<sup>1</sup> By Order issued July 19, 1999 in Docket No. 99-170, the Commission adopted a standard form agreement to be used by T&D utilities for their arrangements with CEPs. Subsequently, the Commission has approved amendments to the standard form agreement and to the exhibits of the individual utilities.

On December 22, 2003, BHE filed proposed changes to its Exhibit A and B and the inclusion of a new Exhibit D to its standard form CEP agreement. BHE indicated that Maine's EBT Working Group requested some changes be made to ensure that the business rules in the contracts conform to the processes agreed upon by the Working Group. Additionally, BHE proposes to change the provision on net energy billing to specify that any excess generation will be used to reduce total system load.

In a February 11, 2003 Order in Docket No. 2002-193, as allowed under 35-A M.R.S.A. § 107(4), the Commission delegated its authority to the Director of Technical Analysis to grant approval of modifications to the CEP standard form agreement. I have reviewed BHE's proposed changes to its standard form agreement exhibits and find

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<sup>1</sup> Chapter 322 governs a variety of interactions with T&D utilities, including metering, billing, collections and enrollment.

them to be acceptable.<sup>2</sup> The revised exhibits as attached to this Order are hereby approved.

BY ORDER OF THE DIRECTOR OF TECHNICAL ANALYSIS

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Faith Huntington, Acting Director

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<sup>2</sup> Central Maine Power Company credits excess generation to the customers' electricity supplier. BHE indicates that it has a very limited number of net billing customers, that those customers do not generate excess power, and a process to credit excess generation to suppliers would be overly burdensome. Although I conclude that BHE's treatment of net billing excess generation is acceptable at the current time, the issue may be reconsidered in the future if raised by a customer or supplier.

